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Attorneys for Plaintiff
XOFT, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

XOFT, INC., a Delaware corporation,

Plaintiff,

v.

CYTYC CORPORATION, a Delaware
corporation, and PROXIMA
THERAPEUTICS, INC., a Delaware
corporation,

Defendants.

AND RELATED COUNTERCLAIMS.

Case No. C 05-05312 RMW RS

**STIPULATION REGARDING
REQUEST FOR AN ORDER
CHANGING TIME PURSUANT TO
CIVIL L.R. 6-2 AND ORDER THEREON**

**Judge: Hon. Richard Seeborg
Ct rm: 4, 5th Floor
Date: June 27, 2007
Time: 9:30 a.m.**

STIPULATION

1. Due to a complete power failure on Wednesday, June 13, 2007, that affected the Irvine, California office of counsel for Plaintiff Xoft, Inc. ("Xoft"), Xoft contacted Defendants Cytyc Corporation, and Proxima Therapeutics, Inc. ("Defendants") to stipulate to a one (1) day extension of time, until Thursday, June 14, 2007, for Xoft to file its Reply Memorandum In Support Of Xoft, Inc.'s Motion To Compel Cytyc To Provide Verified Responses Without Objection To Xoft's First Set Of Interrogatories, Including (But Not Limited To) Interrogatories 19 & 26-37 ("Reply").

2. Defendants agreed to Xoft's request.

3. The parties, through their respective counsel of record as reflected by the signatures below, subject to the approval of the Court, hereby stipulate, agree, and jointly apply to the Court, pursuant to Civil L.R. 6-2 for an Order allowing Xoft to file its Reply no later than Thursday, June 14, 2007. A form of proposed Order is filed herewith.

Respectfully submitted,

DATED: June 14, 2007

ORRICK, HERRINGTON & SUTCLIFFE

By: s/Thomas J. Gray/

Thomas J. Gray

Attorneys for Plaintiff Xoft, Inc.

DATED: June 14, 2007

HOWREY LLP

By: s/ Henry Su/

Henry Su

Attorneys for Defendants Cytyc Corporation, and Proxima Therapeutics, Inc.

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED: That Plaintiff Xoft, Inc. may file its Reply Memorandum In Support Of Xoft, Inc.'s Motion To Compel Cytoc To Provide Verified Responses Without Objection To Xoft's First Set Of Interrogatories, Including (But Not Limited To) Interrogatories 19 & 26-37 no later than Thursday, June 14, 2007.

IT IS SO ORDERED

DATED: June 18, 2007



Hon. Richard Seeborg
UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF ELECTRONIC SERVICE

I hereby certify that on **June 14, 2007**, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send electronic notification of such filing to the following individual(s):

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on **June 14, 2007**, at Irvine, California.

s/Thomas J. Gray/
Thomas J. Gray